



Attorney's Docket No.: 74451.P106 Patent

## **DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

"A SYSTEM FOR CAPTURING FACSIMILE DATA IN AN ELECTRONIC DOCUMENT
MANAGEMENT SYSTEM"

the specification of which

$\overline{\mathbf{x}}$	is attached hereto. was filed on <u>November 12, 1999</u>	20
<del>-/</del>		as
	United States Application Number09/439,152	
	or PCT International Application Number	
	and was amended on	
	► (if applicable)	

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Rev. 09/09/99 (D1)

Prior Foreign Application	<u>n(s)</u>	·	Prior <u>Clain</u>	•
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Number)	(Country)	(Country) (Day/Month/Year Filed)		
I hereby claim the benefit provisional application(s)	t under title 35, United State listed below:	s Code, Section 119(e) of any	United S	States
(Application Number)	Filing Date			
(Application Number)	Filing Date	- <del></del>		
I hereby claim the benefit application(s) listed belov is not disclosed in the prio of Title 35, United States known to me to be materi Section 1.56 which becar	under Title 35, United State v and, insofar as the subject or United States application Code, Section 112, I ackno- ial to patentability as defined ne available between the fili	es Code, Section 120 of any U matter of each of the claims of in the manner provided by the wledge the duty to disclose all d in Title 37, Code of Federal F ng date of the prior application	of this ap first para informat Regulatio	plicatio agraph ion ns.
I hereby claim the benefit application(s) listed belov is not disclosed in the prio of Title 35, United States known to me to be materi	under Title 35, United State v and, insofar as the subject or United States application Code, Section 112, I ackno- ial to patentability as defined ne available between the fili	matter of each of the claims of in the manner provided by the wledge the duty to disclose all in Title 37. Code of Federal F	of this ap first pard informat Regulation and the	plicatio agraph ion ns, nation

Rev. 09/09/99 (D1)

Send correspondence to <u>Michael J. Mallie</u>

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\_\_\_, (408) 720-8598.

(Name of Attorney or Agent)

ZAFMAN LLP, 12400 Wilshire Boulevard 7th Floor, Los Angeles, California 90025 and direct

\_\_\_\_, BLAKELY, SOKOLOFF, TAYLOR &



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

	rst Inventor Kurt W. Piersol		
Inventor's Signature	WHD I	Date 🔿	carung 18, 2000
Residence	Santa Cruz, California (City, State)	Citizenship	U.S.A. (Country)
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	//Joint Inventor <u>Tatsuo Ito</u>		
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Full Name of Third/Jo	pint Inventor	······································	
Inventor's Signature		Date	
Residence	(City, State)	Citizenship	(Country)
Post Office Address			•
Full Name of Fourth/J	Joint Inventor	······	
nventor's Signature _		Date	
Residence		Citizenship	
Poot Office Address	(City, State)		(Country)
- OSI Office Address			

## APPENDIX A

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Title 37, Code of Federal Regulations, Section 1.56 <u>Duty to Disclose Information Material to Patentability</u>

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclosure information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclosure all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
  - (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made or record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
  - (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application:
  - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.





Attorney's Docket

## <u>ASSIGNMENT</u>

**PATENT** 

No.:	74451.P106	(For Execution After Filing Patent Application	on)
In	concideration	food and water later and the second	

in consideration of good and valuable consideration, the receipt of which is hereby
acknowledged, We
the undersigned, Kurt W. Piersol and Tatsuo Ito
·
hereby sell, assign, and transfer to Ricoh Co., Ltd.
a corporation of <u>Japan</u> , having a principal place of business at
15-5 Minami-Aoyama 1-Chome Minato-ku, Tokyo 107-8544 Japan , ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all improvements that are disclosed in the application for the United States patent that was filed November 12, 1999 and assigned Application No. 09/439,152 and is entitled
"A SYSTEM FOR CAPTURING FACSIMILE DATA IN AN ELECTRONIC DOCUMENT
MANAGEMENT SYSTEM"

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original patents, reissued patents, reexamination certificates, and extensions that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: Tanvary B	_, 40	VHP O	
Date: January 17		Name: Tatsuo Ito	
Date:	, 19	Name:	
Date:	_, 19	Name:	·
		Name:	
Date:			
State of:	} 55. Bi } 12 Lo	ssignment Document Return Ad LAKELY, SOKOLOFF, TAYLOR 2400 Wilshire Blvd., Seventh Flos Angeles, California 90025-1 08) 720-8598	H & ZAFMAN LLF oor
On this day of the undersigned Notary Public	, persona	19, before me,ally appeared	
personally known to me [] be the person(s) whose name( acknowledged that _executed i WITNESS my hand and officia	(s)_subsc it.	to me on the basis of satisfactoribed to the within instrument, a	ory evidence to and
Notary's Signature	<del></del> -		•



Attorney's Docket

No.: 74451.P106

## ASSIGNMENT (For Execution After Filing Patent Application)

**PATENT** 

In consi	deration of g	ood and valuable	e consideration,	the receipt	t of which is herel
acknowledged,					

the undersigned, Kurt W. Piersol and Tatsuo	Ito
hereby sell, assign, and transfer to Ricoh Co., I	Ltd.
a corporation of <u>Japan</u>	_, having a principal place of business at
15-5 Minami-Aoyama 1-Chome Minato-ku, Toky and its successors, assigns, and legal represent United States and all foreign countries, in and to the application for the United States patent that v Application No. 09/439.152 and is entitled	o 107-8544 Japan , ("Assignee"), atives, the entire right, title, and interest for the

"A SYSTEM FOR CAPTURING FACSIMILE DATA IN AN ELECTRONIC DOCUMENT MANAGEMENT SYSTEM"

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original patents, reissued patents, reexamination certificates, and extensions that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee me apply for and receive a patent or patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: Tanky R	_, 40	VAA	
, , , , ,		Name: Kurt W. Piersol	-
Date: January 17	_, 1800	o Sites to	
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Date:	_, 19	-	
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State of:	} <u>As</u>	ssignment Document Return A	Address:
County of:	SS. BL	_AKELY, SOKOLOFF, TAYLO	OR & ZAFMAN LLF
County of.		2400 Wilshire Blvd., Seventh F os Angeles, California 90025-	Floor 1006
	(40	08) 720-8598	1026
On this day of			
the undersigned Notary Public,	persona	lly appeared	
personally known to me be the person(s) whose name(s	s) subsc	to me on the basis of satisfact ribed to the within instrument,	tory evidence to and
acknowledged that _executed it WITNESS my hand and official	.coal		
my hand and official	Jeal.		
Notania Ci-			
Notary's Signature			